

DAILY DIGEST

Vol. 17, No. 190

October 1, 1998

**Before an entry denotes that the item is part of the FCC's implementation of the 1996 Telecom Act. While we will attempt to flag all Telecom Act-related items, this marking is unofficial and informational only.

PUBLIC NOTICES

Released: October 1, 1998. EX PARTE PRESENTATIONS AND POST-REPLY COMMENTS PERIOD FILING. Contact: Barbara Lowe, Office of the Secretary, at (202) 418-0310.

Released: October 1, 1998. TARIFF TRANSMITTAL PUBLIC REFERENCE LOG - SEPTEMBER 30. Internet URL: https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/Tariffs/combined/tt093098.pdf

Report No: TEL-00013. Released: October 1, 1998. OVERSEAS COMMON CARRIER SECTION 214 APPLICATIONS ACTIONS TAKEN. (DA No. 98-1971). Internet URL: https://www.fcc.gov/Bureaus/International/Public_Notices/1998/da981971.pdf

Report No: IN 98-53. Released: October 1, 1998. INTERNATIONAL ACTION - IB DOCKET NO. 97-95 (RM-881) COMMENT SOUGHT ON NTIA POSITION ON PROPOSED RULES TO PERMIT USE OF FREQUENCIES ABOVE 40 GHZ FOR NEW RADIO APPLICATIONS. In IB Docket No. 97-95 (RM-88) the Commission proposes to adopt a new frequency allocation plan for the 36.0-51.4 GHz band. By letter dated September 24, 1998, the National Telecommunications and Information Administration outlined its position with respect to the future uses for the 42.5-43.5 GHz and 47.2-48.2 GHz segments of that band, suggesting the first should be reallocated for exclusive government use and the second should be reallocated for exclusive non-government use. Comments due October 16. Contact: Charles Breig at (202) 418-2156. Internet URL: https://www.fcc.gov/Bureaus/International/Public_Notices/1998/pnin8240.wp

Report No: 44338. Released: October 1, 1998. BROADCAST ACTIONS. Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Brdcst_Actions/ac981001.txt

Report No: 24338. Released: October 1, 1998. BROADCAST APPLICATIONS. Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Brdcst_Applications/ap981001.txt

Report No: 98-9. Released: October 1, 1998. FM TRANSLATOR-BOOSTER APPLICATIONS READY AND AVAILABLE FOR PROCESSING. Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Radio_Cutoffs/pnmm8146.wp

Released: October 1, 1998. REFUND OF APPLICATION FEES FOR 932-932.5/941-941.5 MHZ MULTIPLE ADDRESS SYSTEM APPLICATIONS. Contact: Regina W. Dorsey at (202) 418-1995. Internet URL: https://www.fcc.gov/Bureaus/Miscellaneous/Public_Notices/1998/pnmc8059.wp

Report No: CWS-98-52. Released: October 1, 1998. WIRELESS TELECOMMUNICATIONS BUREAU COMMERCIAL WIRELESS INFORMATION. Internet URL: https://www.fcc.gov/Bureaus/Wireless/Public_Notices/1998/pnwl8133.wp

SPEECHES

""THE NEW FCC"" - REMARKS OF WILLIAM E. KENNARD, CHAIRMAN, FEDERAL COMMUNICATIONS COMMISSION, GEORGETOWN UNIVERSITY LAW CENTER CONTINUING LEGAL EDUCATION SEMINAR, WASHINGTON, D.C., OCTOBER 1, 1998. Internet URL: "
<https://www.fcc.gov/Speeches/Kennard/spwek830.html>

TEXTS

MICHAEL A. GURECKIS, LICENSEE OF WETT(AM), OCEAN CITY, MARYLAND. Reduced the amount of forfeiture that AM Station WETT, Ocean City, Maryland is required to pay to \$1,500 regarding a February 9, 1998 NAL issued against Station WETT for willful and repeated violations of the Sections 73.62 and 73.1745 of the Commission's rules re: power limits and levels. Action by Director, Legal Services Group. Adopted: September 30, 1998. by Forf. Order. (DA No. 98-1989). CIB Internet URL:
<https://www.fcc.gov/Bureaus/Compliance/Orders/1998/da981989.wp>

TIME WARNER SOCIAL CONTRACT. Granted request for continued application of Time Warner Social Contract to systems being acquired from TWI Cable, Inc. by Telesat Acquisition Limited Partnership. Action by Bureau Chief. Adopted: September 29, 1998. by Order. (DA No. 98-1979). CSB Internet URL:
<https://www.fcc.gov/Bureaus/Cable/Orders/1998/da981979.wp>

MARCUS CABLE. Granted complaint filed against Marcus Cable's January 1, 1998, cable programming services tier rate increase in Park Falls, WI. Action by Chief, Financial Analysis and Compliance Division. Adopted: September 29, 1998. by Order. (DA No. 98-1975). CSB Internet URL:
<https://www.fcc.gov/Bureaus/Cable/Orders/1998/da981975.wp>

MARCUS CABLE. Denied complaint filed against Marcus Cable's June 1, 1998, rate increase for cable programming services tier in Black Mountain, NC. Action by Chief, Financial Analysis and Compliance Division. Adopted: September 29, 1998. by Order. (DA No. 98-1978). CSB Internet URL:
<https://www.fcc.gov/Bureaus/Cable/Orders/1998/da981978.wp>

CABLEVISION SYSTEMS. Denied complaint filed against Cablevision Systems' June 1, 1998, rate increase for cable programming services tier in Eastchester, NY. Action by Chief, Financial Analysis and Compliance Division. Adopted: September 25, 1998. by Order. (DA No. 98-1959). CSB Internet URL:
<https://www.fcc.gov/Bureaus/Cable/Orders/1998/da981959.wp>

TCI CABLEVISION OF SAN JOSE. Denied complaint filed against TCI Cablevision of San Jose's January 1, 1998, cable programming services tier rate increase in Cupertino, CA. Action by Chief, Financial Analysis and Compliance Division. Adopted: September 29, 1998. by Order. (DA No. 98-1976). CSB Internet URL:
<https://www.fcc.gov/Bureaus/Cable/Orders/1998/da981976.wp>

TCI CABLEVISION OF EASTERN IOWA. Granted complaint filed against TCI Cablevision of Eastern Iowa's January 1, 1998, cable programming services tier rate increase in the non-rebuild area of Coralville. Action by Chief, Financial Analysis and Compliance Division. Adopted: September 29, 1998. by Order. (DA No. 98-1977). CSB Internet URL: <https://www.fcc.gov/Bureaus/Cable/Orders/1998/da981977.wp>

MOUNTAIN SOLUTIONS LTD., INC. Denied Mountain Solutions Ltd., Inc.'s Application for Review seeking review of a WTB Order denying Mountain Solutions' Emergency Petition for Waiver of the Commission's down payment rule. Mountain Solutions was a winning bidder for ten licenses in the broadband PCS C block auction.

Action by the Commission. Adopted: September 3, 2000. by MO&O. (FCC No. 98-220). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/1998/fcc98220.wp>

ADDENDA: The following items, released September 30, 1998, did not appear in Digest No. 189:

TEXTS

BELL ATLANTIC TELEPHONE COMPANIES TARIFF NO. 1 TRANSMITTAL NO 1081. Suspended for one day from the effective date Bell Atlantic Telephone Companies' Transmittal No. 1081 and subjected No. 1081 to the investigation initiated in Transmittal Number 1076 regarding a new offering, Infospeed DSL Service. Dkt No.: CC- 98-168. Action by Chief, Competitive Pricing Division. Adopted: September 30, 1998. by Order. (DA No. 98-1988). CCB Internet URL: https://www.fcc.gov/Bureaus/Common_Carrier/Orders/1998/da981988.wp

TRANSACTION NETWORK SERVICES, INC., COMPLAINANT, V. AT&T CORP., DEFENDANT. Granted Transaction Network Services, Inc.'s (TNS) and AT&T Corp.'s motion to dismiss with prejudice TNS's formal complaint against AT&T regarding section 64.701(c)(1) of the Commission's rules and sections 201(b), 202(a), and 203(c) of the Communications Act, as amended. Action by Deputy Chief, Formal Complaints & Investigations Branch, Enforcement Division. Adopted: September 30, 1998. by Order. (DA No. 98-1991). CCB

SUSPENSION OF REQUIREMENT FOR FILING OF BROADCAST STATION ANNUAL EMPLOYMENT REPORTS AND PROGRAM REPORTS. Suspended the requirement that television and radio broadcast licensees and permittees submit FCC Form 395-B, the Broadcast Station Annual Employment Report, and FCC Form 396, the Broadcast Equal Employment Opportunity Program Report and FCC Form 396-A, the Broadcast EEO Model Program Report. Action by the Commission. Adopted: September 29, 1998. by MO&O. (FCC No. 98-250). MMB Internet URL: https://www.fcc.gov/Bureaus/Mass_Media/Orders/1998/fcc98250.wp

REVISION OF THE COMMISSION'S RULES TO ENSURE COMPATIBILITY WITH ENHANCED 911 EMERGENCY CALLING SYSTEMS. Denied the Cellular Telecommunications Industry Association's and the Personal Communications Industry Association's request for an extension of the October 1, 1998 deadline to January 1, 1999, for compliance with Section 20.18(c) of the Commission's Rules; granted a more limited suspension of the enforcement of the Rule to November 15, 1998, for the purposes described. Dkt No.: CC- 94-102. Action by Bureau Chief. Adopted: September 30, 1998. by Order. (DA No. 98-1982). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/1998/da981982.wp>

ADDENDA: The following items, released September 29, 1998, did not appear in Digest No. 188:

TEXTS

TARIFFS IMPLEMENTING ACCESS CHARGE REFORM. Granted in part and denied in part SBC Communications, Inc.'s petition for reconsideration of the Commission's Access Reform Implementation Order, released June 1, 1998. Dkt No.: CC- 97-250. Action by the Commission. Adopted: September 29, 1998. by MO&O on Rec. (FCC No. 98-249). CCB Internet URL: https://www.fcc.gov/Bureaus/Common_Carrier/Orders/1998/fcc98249.wp

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The following items are corrections from previous Daily Digests.

""THE DEVELOPMENT OF OPERATIONAL, TECHNICAL, AND SPECTRUM REQUIREMENT SFOR MEETING FEDERAL, STATE AND LOCAL PUBLIC SAFETY AGENCY COMMUNICATION REQUIREMENTS THROUGH THE YEAR 2010 (FCC 98-191, WT Docket 96-86)- LISTED ON YESTERDAY'S DIGEST AS RELEASED 9/30, WAS RELEASED 9/29."